

Department of Permits Approvals and Inspections
111 West Chesapeake Avenue
Towson, Maryland 21204
Baltimore County, Maryland

In the Matter of

Civil Citation No. 89226

Gary Steckler
Jonathan Steckler
3 Nantucket Garth
Phoenix MD 21131

7131 Baltimore Street

Respondents

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE ADMINISTRATIVE LAW JUDGE

This matter came before the Administrative Law Judge on March 9, 2011 for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 13-7-305, 307, failure to maintain premises in a rat free condition and to eliminate rat harborages under and/or around patio on residential property.

On February 28, 2011, pursuant to § 3-6-205, Baltimore County Code, Inspector David Gaine issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$300.00 (three hundred dollars).

The following persons appeared for the Hearing and testified: Jonathan Steckler, Respondent and, David Gaine, Baltimore County Code Enforcement Officer.

Testimony revealed that, based on a complaint the previous day an inspection of the property was carried out on 2/18/11, at which time numerous dog and rat feces were seen in the back yard. A correction notice was issued. On re-inspection 2/27/11 found the site little improved and a citation was issued, posted and mailed. The inspector noted that thereafter he received a phone call from the owner alleging health problems. Respondent did testify as to having recent eye surgery.

Having heard the testimony and evidence presented at the hearing:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$300.00 (three hundred dollars).

IT IS FURTHER ORDERED that \$250.00 of the \$300.00 civil penalty be suspended, with an immediate \$50.00 fine imposed at this time.

IT IS FURTHER ORDERED that the remaining \$250.00 will be imposed if the property is not brought into compliance by April 11, 2011.

IT IS FURTHER ORDERED that the remaining \$250.00 will be imposed if there is a subsequent finding against the Respondent for the same violation.

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty AND any expenses incurred by Baltimore County, as authorized above, shall be imposed and placed as a lien upon the property.

IT IS FURTHER ORDERED that the County inspect the property to determine whether the violations have been corrected.

ORDERED this 25TH day of March 2011

Signed: ORIGINAL SIGNED
Lawrence M. Stahl
Administrative Law Judge

NOTICE TO RESPONDENT: The Respondent is advised that pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security to satisfy the penalty assessed.